

THE HONORABLE JOHN C. COUGHENOUR

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

PREMIER HARVEST, LLC, a
Washington Limited Liability
Corporation, *et al.*,

Plaintiffs,

v.

AXIS SURPLUS INSURANCE
COMPANY, *et al.*,

Defendants.

CASE NO. C17-0784-JCC

ORDER

This matter comes before the Court on Plaintiffs' motion to compel production by Defendant Axis Surplus Insurance Company (Dkt. No. 74). Having thoroughly considered the parties' briefing and the relevant record, and having conducted *in camera review* of the documents at issue, the Court GRANTS in part and DENIES in part Plaintiffs' motion. The following six documents from Defendant's privilege log are subject to the attorney-client privilege and/or represent protected work-product and need not be produced: ASIC_CLM000143 – 000180, ASIC_CLM000713 – 000731, ASIC_CLM000809 – 000827, ASIC_CLM0001104 – 0001115, ASIC_CLM0001667 – 0001669, and ASIC_CLM0003135 – 0003136. (Dkt. No. 75-1.) The remaining documents at issue are communications associated with an insurance claim investigation and, as such, are not shielded by the attorney-client privilege or the work-product

1 rule. (*See* Dkt. No. 58 at 3) (Court’s prior order indicating that “investigation of the justness of a
2 claim . . . is part of Defendant’s business, even if fraud is suspected.”) Therefore, Defendant
3 must produce these documents in unredacted form. Accordingly, Plaintiffs’ motion to compel
4 (Dkt. No. 74) is GRANTED in part and DENIED in part.

5 DATED this 11th day of April 2018.

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9 John C. Coughenour
10 UNITED STATES DISTRICT JUDGE
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